

**From:** Dave Jorgensen  
**To:** Microsoft ATR  
**Date:** 1/28/02 3:36pm  
**Subject:** Microsoft Settlement

Dear Sirs,

This is a follow-up to my e-mail from 11am this morning. My earlier letter was intended for those handling the civil anti-trust suit against Microsoft. This additional letter is in regards to the federal anti-trust case.

As a citizen of the United States of America, and an employee in the High-Tech sector of our nations economy, I feel compelled to write and voice my disagreement with the proposed federal anti-trust settlement with Microsoft.

For the past two decades, I have watched again and again as Microsoft leverages its monopoly position to wipe out what were once healthy high-tech markets. While only a few of these cases have seen a courtroom, and while some would disagree about whether Microsoft's dominance in these instances has provided more pluses or minuses for the end customer, one thing is painfully clear: Microsoft has now been caught red-handed, showing the very worst of intentions, as they abused their monopoly position to destroy competition and seize control of the web browser market.

What's more, Microsoft has shown in court, in the press, and in the marketplace, that they do not recognize their mistakes in this area. They are simply not capable of the kind of introspection, conscience and respect required to regulate themselves as a result of the findings of this case. As we have seen throughout this long ordeal, Microsoft shows an arrogant disrespect for the letter and spirit of the law; sometimes manipulating technical evidence, other times violating the temporary restrictions placed against them, all showing a clear pattern that they are truly unrepentant in their actions. The currently proposed settlement, which is basically that "we won't do it again" is laughable under the existing circumstances.

I urge the Justice Department, The Court, The Judge, anyone else involved, to -reject- the currently proposed federal case settlement, which is merely a slap on the wrist (like so many slaps Microsoft has ignored before) and -insist- on pursuing truly punitive, active remedies against this company which is so wreckless in the marketplace and so disrespectful of the courts and of the American people.

Short of breaking up the company (which I still think is justified) certainly there should be, at the very least, some hefty fines applied against Microsoft, and perhaps even a loss of property rights (creating an open source library for) the various technology pieces Microsoft has used for monopolistic anti-competitive leverage, such as Microsoft Office, Microsoft Internet Explorer, Windows 95/98/NT, and so on. For us to

hesitate on doing this because Microsoft is a "flagship" for the industry, or because their products are now such established, fundamental tools in our marketplace, really shows how entrenched and uncontrollable Microsoft truly is.

Again, despite arguments of past or future behavior, at least in this case the findings are clear. Microsoft has been caught abusing its monopoly position in the worst of ways, to the intentional detriment of the browser market. Microsoft has shown that it cannot self-regulate, and that it usurps the court and the will of the people at every opportunity. There has to be a more severe consequence for such destructive actions and intent.

Thank you for your consideration in this matter,

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